

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

KRISTAL SCHERER,

Plaintiff,

CASE NO. 07cv2270 JM(AJB)

vs.

EDDIE BAUER, INC.,

Defendant.

ORDER DENYING MOTION TO
DISMISS AS MOOT

In light of the January 23, 2008 filing of the first amended complaint, Plaintiff's motion to dismiss, presently calendared for February 8, 2008, is denied as moot.

IT IS SO ORDERED.

DATED: February 6, 2008



Hon. Jeffrey T. Miller
United States District Judge

cc: All parties